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**COMBINED AMENDMENT & PETITION FOR EXTENSION OF  
TIME UNDER 37 CFR 1.136(a) (Small Entity)**

Docket No.  
**12861A**

In Re Application Of: **David Center, et al.**

**JAN 2 5 2005**

Application No.

**09/929,924**

Filing Date

**9/15/2001**

Examiner

**Janet L. Andres**

Customer No.

**23389**

Group Art Unit

**1646**

Confirmation No.

**1129**

Invention: **IL-16 ANTAGONISTS**

**COMMISSIONER FOR PATENTS:**

This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of **July 23, 2004** in the above-identified application.  
*Date*

The requested extension is as follows (check time period desired):

☐ One month    ☐ Two months    ☒ Three months    ☐ Four months    ☐ Five months

from: **October 23, 2004**

*Date*

until: **January 23, 2005**

*Date*

Applicant claims small entity status. See 37 CFR 1.27.

The fee for the amendment and extension of time has been calculated as shown below:

**CLAIMS AS AMENDED**

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	10 -	20 =	0	x \$25.00	\$0.00
INDEP. CLAIMS	5 -	5 =	0	x \$100.00	\$0.00
FEE FOR AMENDMENT					\$0.00
FEE FOR EXTENSION OF TIME					\$510.00
<b>TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME</b>					<b>\$510.00</b>

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510.00 OP

**COMBINED AMENDMENT & PETITION FOR EXTENSION OF  
TIME UNDER 37 CFR 1.136(a) (Small Entity)**

Docket No.  
**12861A**

The fee for the amendment and extension of time is to be paid as follows:

- ☒ A check in the amount of **\$510.00** for the amendment and extension of time is enclosed.
- ☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_
- ☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **19-1013/SSMP**
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **19-1013/SSMP**
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

  
Signature

Dated: January 21, 2005

Frank S. DiGiglio  
Registration No. 31,346  
Scully, Scott, Murphy & Presser  
400 Garden City Plaza, Suite 300  
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(516) 742-4343

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

1/21/2005

(Date)

  
Signature of Person Mailing Correspondence

**Frank S. DiGiglio**

Typed or Printed Name of Person Mailing Correspondence

CC:



RESPONSE UNDER 37 C.F.R. §1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1646

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>Applicants:</b>	David M. Center, et al.	<b>Examiner:</b>	Janet L. Andres
<b>Serial No.:</b>	09/929,924	<b>Art Unit:</b>	1646
<b>Filed:</b>	August 15, 2001	<b>Docket:</b>	12861A
<b>For:</b>	IL-16 ANTAGONISTS	<b>Dated:</b>	January 21, 2005

**Confirmation No.:** 1129

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT UNDER 37 C.F.R. §1.116**

Sir:

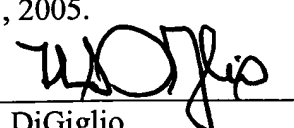
In response to the Official Action dated July 23, 2004, and in accordance with the provisions of 37 C.F.R. §1.116, Applicants respectfully request entry of the following amendments and remarks in the above-identified case.

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 21, 2005.

Dated: January 21, 2005

  
Frank S. DiGiglio